IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FARAD CONTINUNATION SHEET

CIVIL APPLICATION NO.1283 OF 2005
IN
FIRST APPEAL NO.2380 OF 2006

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Office Notes,Office memorandum of Coram, appearances,Court's orders or directions & Registrar's orders.	Court's or Judge's orders

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Ms Nita Solanki i/b M/s.Kiran Jain & Co. for the Applicant.
Mr.S.K.Jain for the Respondent.

CORAM: A.S.OKA, J.
DATE : FEBRUARY 8,2007.

P.C.:

1. Rule. Respondent waives service. Taken up for hearing forthwith. The impugned Judgment and Decree is a money decree and therefore the same cannot be stayed unless the decretal amount is deposited. Hence, Application is disposed of by passing the following order :

i) There will be interim relief in terms of prayer clause (a) subject to the Applicant depositing with the Trial Court the entire decretal amount as of today within a period of eight weeks from today.

ii) If the compliance is not made within time, interim relief will stand vacated automatically without further reference to the court.

iii) If the compliance is made, the Trial Court will permit the Respondent to withdraw the said amount on furnishing adequate security for the said amount. The Trial Court will hear the Applicant before accepting the security.

JUDGE